HIGH COURT OF UTTARANCHAL AT NAINITAL
Original Jurisdiction
Dated Nainital the 15th November, 2006
First Bail Applicaiton No. 764 of 2006

Order on the bail application of the accused.

CRIMINAL SIDE

Afaroj @ Bhaiye,
S/o Sri Maksuti Siddaki
R/o Melaghat Near Bust Station,
P.S. Khatima, District-Udham Singh Nagar. .....Applicant

Versus

State of Uttaranchal ..... Opposite Party

In Case Crime No. 1998 of 2005
U/s 18/20 N.D.P.S. Act,
P.S. Khatima, Special Session Trial No. 10/2006,
District-Udham Singh Nagar.

Hon'ble Rajesh Tandon, J.

Heard Sri B.S. Khanka, counsel for the applicant and Sri Amit Bhatt-A.G.A. for the State.

Present bail application has been filed by the appliant in Case Crime No. 1998/2005 under Section 18/20 of the N.D.P.S. Act, P.S. Khatima, Special Session Trial No. 10 of 2006.

On 23rd February, 2006, the application for bail was rejected by the Sessions Judge in Application No. 134 of 2006.

Sri Amit Bhatt appearing on behalf of the Government has produced the copy of the First Bail Applicaiton No. 369 of 2006, which has also been preferred in Case Crime No. 1998 of 2005 under Section 18/20 of the N.D.P.S. Act. On 5th June, 2006 following order was passed on the said application:

"None appeared for the applicant, though called twice.

Therefore, the bail application is dismissed in default."

In view of the aforesaid present bail application is not maintainable.

The office is directed to connect this file with First Bail Application No. 369 of 2006.

In view of the above, bail application is rejected.

(Rajesh Tandon, J.)

15.11.2006
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